

Remarks

Claims 1-24 have been canceled in this response. Claims 25-42 remain pending in the application. Claim 34 has been amended to correct an improper dependency.

In the Office Action of May 14, 2004, claim 1 was rejected under 35 U.S.C. §102(b) as being anticipated by K. Toft (Prog. Food and Nutrition Science). Applicants respectfully traverse the rejection. Claim 1 has been canceled, so the rejection is no longer applicable. Claims 1-24 have been canceled in order to permit the allowed claims 25-42 to issue. The canceled claims will be filed in a divisional application, and the rejection will be addressed in the divisional case. Therefore, the cancellation of claims 1-24 is intended to be without prejudice with regard to the art cited against the canceled claims.

In the Office Action of May 14, 2004, claims 2-24 were rejected under 35 U.S.C. §103(a) as being unpatentable over Ferrero (0639335) or Heisey et al. (2003/0035880) or Nunes (2003/0021878) in view of Toft. Applicants respectfully traverse the rejection. Claims 2-24 have been canceled in order to permit the allowed claims 25-42 to issue, so the rejection is no longer applicable. Again, the cancellation of claims 2-24 is intended to be without prejudice with regard to the art cited against the canceled claims since the reason for canceling the claims is to allow claims 25-42 to issue.

In the Office Action of May 14, 2004, claims 25-42 were allowed.

In light of the above, Applicant respectfully requests allowance and issue of the remaining pending claims 25-42.

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Respectfully submitted,
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